No. 18-459	
Title:	**Emulex Corporation, et al., Petitioners** **v.** **Gary Varjabedian, et al.**
Docketed:	October 11, 2018
Lower Ct:	United States Court of Appeals for the Ninth Circuit
Case Numbers:	(16-55088)
Decision Date:	April 20, 2018
Rehearing Denied:	September 6, 2018
Questions Presented	

DATE	PROCEEDINGS AND ORDERS
Oct 11 2018	Petition for a writ of certiorari filed. (Response due November 13, 2018) **Petition** **Certificate of Word Count** **Proof of Service**
Oct 16 2018	Motion to extend the time to file a response from November 13, 2018 to November 30, 2018, submitted to The Clerk. **Main Document**
Oct 18 2018	Motion to extend the time to file a response is granted and the time is extended to and including November 30, 2018.
Nov 13 2018	Brief amicus curiae of Securities Industry and Financial Markets Association filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Nov 13 2018	Brief amicus curiae of Chamber of Commerce of the United States of America filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Nov 30 2018	Brief of respondents Gary Varjabedian, et al. in opposition filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Dec 18 2018	Reply of petitioners Emulex Corporation, et al. filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Dec 19 2018	DISTRIBUTED for Conference of 1/4/2019.
Jan 04 2019	Petition GRANTED.
Feb 06 2019	Blanket Consent filed by Respondents, Gary Varjabedian, et al.

	Blanket Consent
Feb 11 2019	SET FOR ARGUMENT on Monday, April 15, 2019
Feb 19 2019	Joint appendix (2 volumes) filed. (Statement of costs filed) **Main Document** **Main Document** **Proof of Service**
Feb 19 2019	Brief of petitioners Emulex Corporation, et al. filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Feb 25 2019	Brief amici curiae of Former Commissioners of the Securities and Exchange Commission filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Feb 26 2019	Brief amici curiae of Chamber of Commerce of the United States of America and Business Roundtable filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Feb 26 2019	Brief amicus curiae of Securities Industry and Financial Markets Association filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Feb 26 2019	Brief amicus curiae of United States in support of neither party filed. **Proof of Service** **Main Document**
Feb 26 2019	Brief amicus curiae of Washington Legal Foundation filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Feb 26 2019	Brief amicus curiae of Phillip Goldstein filed. **Main Document** **Certificate of Word Count** **Proof of Service**
Mar 20 2019	CIRCULATED
Mar 21 2019	Record requested from the U.S.C.A. 9th Circuit.
Mar 21 2019	Brief of respondents Gary Varjabedian, et al. filed. (Distributed) **Main Document** **Certificate of Word Count** **Proof of Service**
Mar 22 2019	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed. **Proof of Service** **Main Document**
Mar 28 2019	Brief amicus curiae of North American Securities Administrators Association, Inc. filed. (Distributed) **Main Document** **Certificate of Word Count** **Proof of Service**
Mar 28 2019	Brief amici curiae of Institutional Investors filed. (Distributed) **Main Document** **Certificate of Word Count** **Proof of Service**

Mar 28 2019	Brief amici curiae of Legal Scholars filed. (Distributed) **Main Document** **Certificate of Word Count** **Proof of Service**
Apr 01 2019	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED.
Apr 08 2019	Reply of petitioners Emulex Corporation, et al. filed. (Distributed) **Main Document** **Certificate of Word Count** **Proof of Service**
Apr 15 2019	Argued. For petitioners: Gregory G. Garre, Bethesda, Md. For United States, as amicus curiae: Morgan L. Ratner, Assistant to the Solicitor General, Department of Justice, Washington, D. C. For respondents: Daniel L. Geyser, Dallas, Tex.
Apr 23 2019	Writ of certiorari DISMISSED as improvidently granted. **Opinion** per curiam.
May 28 2019	JUDGMENT ISSUED.

NAME	ADDRESS	PHONE
Attorneys for Petitioners		
Gregory George Garre Counsel of Record	Latham & Watkins LLP 555 11th Street, NW Suite 1000 Washington, DC 20004 gregory.garre@lw.com	202-637-2207
Party name: Emulex Corporation, et al.		
Attorneys for Respondents		
Daniel L. Geyser Counsel of Record	Geyser P.C. One Energy Square 4925 Greenville Ave., Ste. 200 Dallas, TX 75206 daniel.geyser@geyserpc.com	214-800-2660
Party name: Gary Varjabedian, et al.		
Other		
George Thomas Conway III Counsel of Record	Wachtell, Lipton, Rosen & Katz 51 West 52nd Street New York, NY 10019 gtconway@wlrk.com	(212) 403-1230
Party name: Chamber of Commerce of the United States of America		

Noel J. Francisco Counsel of Record	Solicitor General United States Department of Justice 950 Pennsylvania Avenue, NW Washington, DC 20530-0001 SupremeCtBriefs@USDOJ.gov	202-514-2217

Party name: UNITED STATES

Marc J. Gottridge Counsel of Record	Hogan Lovells US, LLP 390 Madison Avenue New York, NY 10017 marc.gottridge@hoganlovells.com	212-918-3000

Party name: Securities Industry and Financial Markets Association

Ruthanne Mary Deutsch Counsel of Record	Deutsch Hunt, PLLC 300 New Jersey Ave., NW, Suite 900 Washington, DC 20001 rdeutsch@deutschhunt.com	2028686915

Party name: North American Securities Administrators Association

Alan E. Golomb Counsel of Record	Attorney And Counsellor At Law 492 Bardini Drive Melville, NY 11747 aandp492@aol.com	(516) 509-0509

Party name: Phillip Goldstein

Marc Ian Gross Counsel of Record	Institute for Law and Economic Policy 401 East City Avenue, Suite 122 Bala Cynwyd, PA 19004 marc.i.gross51@gmail.com	215-988-9546

Party name: Legal Scholars

Jonathan L. Marcus Counsel of Record	Skadden, Arps, Slate, Meagher & Flom, LLP 1440 New York Ave., NW Washington, DC 20005 jonathan.marcus@skadden.com	202-371-7000

Party name: Former Commissioners of the Securities and Exchange Commission

Lyle Roberts Counsel of Record	Shearman & Sterling LLP 401 9th Street, NW Suite 800 Washington, DC 20004 lyle.roberts@shearman.com	202 508-8108

Party name: Washington Legal Foundation

Kevin K. Russell
Counsel of Record

Goldstein and Russell, P.C.
7475 Wisconsin Avenue
Suite 850
Bethesda, MD 20814

(202) 362-0636

krussell@goldsteinrussell.com

Party name: Institutional Investors